

**First Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 19-0836.01 Conrad Imel x2313

**HOUSE BILL 19-1182**

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**HOUSE SPONSORSHIP**

**McCluskie and Roberts,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

Transportation & Local Government

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING REPRESENTATION OF THE DEPARTMENT OF REVENUE IN**  
102 **APPEALS PROCEEDINGS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

Under existing law, upon request of the attorney general, a district attorney represents the department of revenue (department) in driver's license and identification card appeals. The bill requires the attorney general to represent the department in such appeals. The bill permits the attorney general to appear for an appeals hearing by telephone, video teleconference, or any other court authorized means of electronic

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

participation.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 42-2-135, **amend** (2)  
3 as follows:

4 **42-2-135. Right to appeal.** (2) ~~The district attorney of the~~  
5 ~~judicial district in which review is applied for pursuant to this section,~~  
6 ~~upon request of the attorney general~~ FOR APPEALS COMMENCED ON OR  
7 AFTER SEPTEMBER 1, 2019, THE ATTORNEY GENERAL shall represent the  
8 department IN ALL PROCEEDINGS THAT ARISE PURSUANT TO THIS SECTION.  
9 THE ATTORNEY GENERAL IS PERMITTED TO APPEAR FOR A HEARING  
10 PURSUANT TO THIS SECTION BY TELEPHONE, USE OF VIDEO  
11 TELECONFERENCING TECHNOLOGY, OR ANY OTHER COURT AUTHORIZED  
12 MEANS OF ELECTRONIC PARTICIPATION.

13 **SECTION 2. Act subject to petition - effective date.** This act  
14 takes effect at 12:01 a.m. on the day following the expiration of the  
15 ninety-day period after final adjournment of the general assembly (August  
16 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a  
17 referendum petition is filed pursuant to section 1 (3) of article V of the  
18 state constitution against this act or an item, section, or part of this act  
19 within such period, then the act, item, section, or part will not take effect  
20 unless approved by the people at the general election to be held in  
21 November 2020 and, in such case, will take effect on the date of the  
22 official declaration of the vote thereon by the governor.